

(Rev. 9-96) (1/03 Pub. 605)

FORM 9-6

9-45

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PATENTPractitioner's Docket No. 12010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: HEINRICH BOLLMANN ET AL

Application No.: 09 456,371 Group No.: 1771

Filed: December 8, 1999 Examiner: V. Chang

For: Composite Elements Comprising (i) Thermoplastic Polyurethane
and (ii) Microcellular Polyurethane Elastomers

Commissioner for Patents

P.O. Box 1450, Alexandria, VA 22313-1450

OFFICIAL

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

NOTE: An appeal may be based on one rejection in a prior application and one rejection in a continuing application. 62 Fed. Reg. 53,131, at 53,167; 1203 O.G. 63, at 93 (Oct. 10, 1997).

NOTE: There is no requirement for a notice of appeal to: (1) be signed; or (2) identify the appealed claims. 62 Fed. Reg. 53,131, at 53,167; 1203 O.G. 63, at 94 (Oct. 10, 1997).

Applicant hereby appeals to the Board from the decision of the Primary Examiner,
mailed July 16, 2004, finally rejecting claims 19, 20, 22, 23, and 30.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

☒ other than a small entity.☐ a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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☐ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 *

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☒ facsimile transmitted to the Patent and Trademark Office, (703) 872 9306

Signature

Lori D. DeGiulio

(type or print name of person certifying)

Date: 7/26/04

* Only the date of filing (§ 1.8) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 330.00

Extension fee (if any) \$ _____

TOTAL FEE DUE \$ 330.00

5. FEE PAYMENT

☐ Attached is a ☐ check ☐ money order in the amount of \$ _____☒ Authorization is hereby made to charge the amount of \$ 330.00☒ to Deposit Account No. 23-3425☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

6. FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1998, 1065 O.G. 31-33.

☒ If any additional extension and/or fee is required,

AND/OR

☒ If any additional fee for claims is required, charge:☒ Deposit Account No. 23-3425☐ Credit card as shown on the attached credit card information authorization form PTO-2038.

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Date: 7/26/04Reg. No.: 34,780Customer No.: 28484

SIGNATURE OF PRACTITIONER

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(type or print name of practitioner)

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